REGISTER OF
CLASSIFICATION DECISIONS

Date of entry in Register:	18 October 2001
Name of applicant/court:	Secretary for Internal Affairs
Applicant to the Labelling Body:	Not Applicable
Title of Publication:	Brilliant Boys 4
Other Known Titles:	Not Stated
Director:	Not Stated
Producer:	Not Stated
Publisher:	Not Applicable
Author:	Not Applicable
Format:	Video Recording VHS/PAL
Country of Origin:	Not Stated
Language:	Music Soundtrack Only

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Components of film originally examined:

Feature:	Brilliant Boys 4	Running time:	53.54
Trailers:	Nil	Running time:	
		Total running time:	53.54

Excision/Alteration: No Excisions Recommended.

Reason(s) for Excision:

Not Applicable.

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Classification Decision:

Objectionable.

Display Conditions:

Not Applicable.

Descriptive Note:

Not Applicable.

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Direction to issue a label has not been given.

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SUMMARY OF THE REASONS FOR DECISION:

The video recording entitled *Brilliant Boys 4* is classified as:
Objectionable.

This classification is due to the manner in which the video recording deals with matters of sex, specifically that it promotes and supports the exploitation of young persons for sexual purposes and it tends to promote and support the use of urine in association with sexual conduct.

The video recording contains two episodes explicitly depicting teenage boys engaging in sexual activity. Their young physical appearance and demeanour, as well as the title and a notice referring to the video recording being produced for "boy-lovers", indicates that they are young persons aged around 15 or 16 years old. These depictions help to legitimise the notion that sexual activity with young persons is acceptable. The depictions are clearly intended for the purposes of adult sexual arousal. The video recording promotes and supports the exploitation of young persons for sexual purposes by encouraging the viewer to be sexually aroused by young persons and implicitly presents the young persons as sexually desirable and readily available as viable and legitimate sexual partners.

The video recording also contains a scene showing urination that is preceded and followed by depictions of sexual activity. The scene is salacious and has the effect of encouraging the viewer to be sexually aroused by depictions of urination. The inclusion of the scene in this video recording, which is clearly intended to be used for sexual arousal, has the result that the video recording tends to promote and support the use of urine in association with sexual conduct.

The video recording meets criteria under s3(2)(a) and s3(2)(d) of the Films, Videos, and Publications Classification Act 1993, and is therefore deemed to be objectionable. A classification of "objectionable" places a limit on the right to the freedom of expression as set out in s14 of the New Zealand Bill of Rights Act 1990. However, in relation to this publication, the classification is considered to be a reasonable limit prescribed by law that can be demonstrably justified in a free and democratic society.

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